

**IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF OKLAHOMA**

(1) APMC, INC., d/b/a A PLUS)	
MEDICAL OF OKLAHOMA,)	
)	
Plaintiff,)	
)	
v.)	
)	
(1) MICHAEL FOGARTY, Chief)	
Executive Officer of the Oklahoma)	Case No. 5:08-cv-00249
Health Care Authority; (2) LYNN)	
MITCHELL, M.D., State Medicaid)	
Director; (3) KELLY SHROPSHIRE,)	
Auditor for the Oklahoma Health Care)	
Authority, sued in their official and)	
individual capacities,)	
)	
Defendants.)	

STIPULATION OF DISMISSAL WITH PREJUDICE

All parties in the above-styled lawsuit, Plaintiff APMC, Inc., d/b/a A Plus Medical of Oklahoma, and Defendants Michael Fogarty, Lynn Mitchell, M.D., and Kelly Shropshire, in their individual and official capacities, hereby stipulate to the dismissal with prejudice of the above-styled action, each party to bear his or her own attorney fees and costs.

DATED this 4th day of February, 2009.

s/ Kevin D. Gordon
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s/ Christopher J. Bergin
*(Signed by the filing attorney with
permission from Christopher J. Bergin)*
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